

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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The CITY OF NEW YORK, by and through the FDNY,
and the FDNY FOUNDATION, INC.,

Plaintiffs,

Civil Action No.

v.-

22-cv-03190-KAM-PK

JUAN HENRIQUEZ and MEDICAL SPECIAL
OPERATIONS COMMUNITY, INC.,

Defendants.

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**NOTICE OF VOLUNTARY DISMISSAL AS TO DEFENDANT
MEDICAL SPECIAL OPERATIONS COMMUNITY, INC.**

WHEREAS, Defendant Medical Special Operations Community, Inc., acting through its counsel of record, waived service of a Summons and filed a pre-motion letter stating that it intended to move to dismiss this action for lack of personal jurisdiction over it; and

WHEREAS, Defendant Medical Special Operations Community, Inc., through its counsel of record, has represented that it is not asserting ownership rights in the words MEDICAL SPECIAL OPERATIONS CONFERENCE and the acronym MSOC as a trademark or service mark for any goods or services (the "MSOC MARKS"); and

WHEREAS, Defendant Medical Special Operations Community, Inc., through its counsel of record, has further represented that there is no written agreement between Defendant Juan Henriquez and Defendant Medical Special Operations Community, Inc. concerning the use of or licensing rights to the MSOC MARKS, nor is there any oral understanding that Medical Special Operations, Inc. is an exclusive licensee of said marks; and

WHEREAS, Defendant Medical Special Operations Inc. has not served either an answer or a motion for summary judgment herein;

NOW, THEREFORE, acting in reliance on the aforesaid representations, notice is hereby given that Plaintiffs, the CITY OF NEW YORK, by and through the FDNY, and the FDNY FOUNDATION, INC., do hereby voluntarily dismiss this action as against Defendant Medical Special Operations, Inc. without prejudice pursuant to Fed. R. Civ. P. Rule 41(a)(1)(A)(i).

Dated: New York, New York
November 2, 2022

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Kiyoko A. Matsumoto, USDJ
11.2.2022

By: 
Gerald E. Singleton